

1
2 UNITED STATES DISTRICT COURT
3 WESTERN DISTRICT OF WASHINGTON
4 AT SEATTLE

5 FRANK CORNELIUS, et al.,

6 Plaintiff(s),

7 v.

8 FIDELITY NATIONAL TITLE COMPANY, et
9 al.,

10 Defendant(s).

11 NO. C08-754MJP

12 ORDER ON MOTION TO COMPEL

13 The above-entitled Court, having received and reviewed:

- 14 1. Plaintiffs' Motion to Compel Production of Documents from Defendants (Dkt. No. 43)
15 2. Opposition to Plaintiffs' Motion to Compel Production of Documents from Defendants (Dkt.
16 No. 48)
17 3. Plaintiffs' Reply in Support of Motion to Compel Production of Documents from Defendants
18 (Dkt. No. 50)
19 4. Defendants' Notice of Supplemental Production (Dkt. No. 51)

20 and all attached exhibits and declarations, makes the following ruling:

21 IT IS ORDERED that the motion is DENIED pending compliance with FRCP 37.

22 IT IS FURTHER ORDERED that the parties meet and confer either in person or over phone
23 in an effort to obtain the requested discovery without a court order.

24 IT IS FURTHER ORDERED that, should that conference prove unavailing, the parties submit
25 a unified document pursuant to Local Rule 37(B); that document should confine itself to the discovery
26 issues remaining in light of the Court's recent ruling on Defendants' motion to dismiss.

The clerk is directed to provide copies of this order to all counsel of record.

Dated: March 9, 2009

Wassily Klemm

Marsha J. Pechman
U.S. District Judge

**ORD ON MTN
TO COMPEL - 2**